

# TEMPORARY

No. 71547-T

## TEMPORARY

### APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG.09 2004

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed MAY 24 1991 under 55784

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The applicant **Walker-Winecup-Gamble, Inc.**, hereby make application for permission to change the **point of diversion and place of use of a portion** of water heretofore appropriated under **#48853 (Certificate #12126)**

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1. The source of water is **underground (Division Canyon well)**
2. The amount of water to be changed **0.011 c.f.s.**
3. The water to be used for **stockwater and domestic (350 cattle)**
4. The water heretofore permitted for **stockwater and domestic (2,000 cattle)**
5. The water is to be diverted at the following point **within NE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 7, T.43N., R.68E., M.D.M., from which the NW section corner of Section 6, in said township, bears N.13°51'W., 8,660 feet distant.**
6. The existing permitted point of diversion is located within **NW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 11, T.40N., R.67E., M.D.M. from which the NE corner of Section 3, in said township, bears N.0°16'W., 2867.0 feet distant.**
7. Proposed place of use **NE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 7, T.43N., R.68E., M.D.M.**
8. Existing place of use **NW $\frac{1}{4}$ NW $\frac{1}{4}$  Section 11, NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 10, T.40N., R.67E., M.D.M. and NE $\frac{1}{4}$ NW $\frac{1}{4}$  Section 34, T.41N., R.67E., M.D.M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **drilled and cased well; pump jack and piston pump and motor, storage tank, stock troughs.**
12. Estimated cost of works **estimate: \$12,000.00**
13. Estimated time required to construct works **one month**
14. Estimated time required to complete the application of water to beneficial use **one year**
15. Remarks: **This change application describes the same proposed point of diversion as described under withdrawn permit #55784. This temporary change application is being sought to provide stock water at the earliest possible date this summer season, as other traditional watering sources are drying up or decreaseing in flow rates. Once confirmation of water at the source is at hand, a new application will be submitted. Please refer to maps on file under #48853 and 55784, to show existing and proposed points of diversion and places of use, respectively. Please send copies of notices and correspondence to the undersigned agent.**

s/William A. Nisbet  
By **William A. Nisbet, Agent**  
**421 Court Street**  
**Elko, NV 89801**

Compared ag/ dl ag/sam  
Protested \_\_\_\_\_

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 48853, Certificate 12126 is issued subject to the terms and conditions imposed in said Permit 48853, Certificate 12126 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **Setpember 12, 2005** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.011 cubic feet per second, or sufficient to water 350 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set  
my hand and the seal of my office,

this 13th day of September, A.D. 2004

  
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State Engineer

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